

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

**LEKESHA BOLTON, *individually
and as Mother and Next Friend of C.B,
a Minor, and C.B., a Minor***

PLAINTIFFS

v.

Civil Action No. 1:10-cv-297-HSO-JMR

**CITY OF GULFPORT, *by and through
its Mayor George Schloegel, and
GULFPORT POLICE DEPARTMENT, Chief
of Police Allen Weatherford, in his official
capacity, and W.J. RIDDLE, Officer, acting
under color of state law, and
ANTHONY P. CLARITE, Officer, acting under
color of state law, and J. WUEST, Officer,
acting under color of state law***

DEFENDANTS

**ORDER GRANTING AS UNOPPOSED PLAINTIFF'S MOTION TO STRIKE
DEFENDANTS' EXPERT WITNESS MARK DUNSTON**

Before the Court is the Motion [96] to Strike Defendants' Expert Witness Mark Dunston, filed by Plaintiff Lekesha Bolton, individually and as Mother and Next Friend of her daughter C.B., a minor. Defendants have not responded to the Motion. The Magistrate Judge advised the parties on March 4, 2013, that "[n]o further extensions will be granted unless exceptional circumstances arise." Text Order. Plaintiff's Motion [96] should be granted as unopposed. L. U. CIV. R. 7(b)(3)(E) ("If a party fails to respond to any motion, other than a dispositive motion, within the time allotted, the court may grant the motion as unopposed."); *see Benton v. Wal-Mart Stores East, LP*, No. 3:11cv313-TSL-MTP, 2012 WL 1657134, *1

(S.D. Miss. May 10, 2012); *West v. Progressive Gulf Ins. Co.*, 1:10cv3-HSO-JMR, 2011 WL 7051678, *1 (S.D. Miss. Jan. 18, 2011).

IT IS, THEREFORE, ORDERED AND ADJUDGED that, Plaintiff Lakesha Bolton's Motion [96] to Strike Defendants' Expert Witness Mark Dunston is **GRANTED AS UNOPPOSED**.

SO ORDERED AND ADJUDGED, this the 16th day of May, 2013.

s/ Halil Suleyman Ozerden
HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE